



93
B/IFW

MS ISSUE FEE
PATENT
0020-5328PUS1

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Yoshihide UENO et al. Group: 1626
Application No.: 10/517,446 Examiner: Andrew B. Freistein
Filed: December 9, 2004 Conf.: 8646
For: INDOLE INDAZOLE AND BENZAZOLE DERIVATIVE

LETTER REQUESTING INITIALED PTO 1449 FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FEB 08 2007

Sir:


In reviewing the above-captioned application file upon allowance, the undersigned has noted that even though acknowledgement was received for the PTO Form 1449 filed on December 9, 2004, the Examiner did not initial the references under "Foreign Patent Documents" and "Non Patent Literature Documents". No reason was given as to why the references were not initialed. Applicants note that the references struck are listed in an English language general report filed with the Information Disclosure Statement of December 9, 2004.

The Patent and Trademark Office therefore is requested to return the initialed form to the undersigned as soon as possible.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §1.16 or under 37 C.F.R. §1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
MARK J. NUEL, PH.D. #36,623

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

DRN/jd

10/517446
DT05 Rec'd PCT/PTO 09 DEC 2004PTO/SB/08a/b (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO			Complete if Known		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)			Application Number	Not Yet Assigned	
			Filing Date	December 9, 2004	
			First Named Inventor	Yoshihide UENO	
			Art Unit	N/A 1626	
			Examiner Name	Not Yet Assigned A. Freistein	
Sheet	1	of	1	Attorney Docket Number	0020-5328PUS1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
AF	AA	US-4,540,581-A	09-10-1985	Bristol-Myers Co.	
AF	AB	US-3,705,233-A	12-05-1972	Allen & Hanburys Ltd.	
AF	AC	US-2,908,691-A	10-13-1959	G.D. Searle & Co.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA**	WO-02/04133-A1	06-22-2002			
	BB**	WO-96/10030-A1	05-30-1996			
	BC**	WO-92/74300-A1	09-20-2002			
	BD**	WO-01/40182-A2	06-07-2001			
AF	BE**	WO-01/17513-A2	03-15-2001			
	BF**	WO-00/21500-A2	04-20-2000			
AF	BG**	JP-11-255743-A	09-21-1999			
AF	BH**	JP-8-165276-A	06-25-1996			
	BI**	WO-96/16930-A1	06-06-1996			
	BJ**	EP-3 774 88-A1	07-11-1990			
	BK**	EP-3 383 52-A2	10-25-1989			
	BL**	EP-2 424 73-A1	10-24-1987			
	BM**	EP-8653-A1	09-19-1980			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ** CITE NO.: Those document(s) which are marked with an double asterisk (**) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		T ²
AF	CA**	Tetrahedron Lett., (2001), 42(43), p. 7671-4		
AF	CB**	Chemical Abstracts, Vol. 135, abs. No. 344399, RN=371752-47-5 (2 0 0 3) .		
AF	CC**	Chemical Abstracts, Vol. 132, abs. No. 152006, RN=258267-67-3 (2 0 0 3) .		
AF	CD**	J. Org. Chem., (1991), 56(14), p. 4403-7		
	CE**	Chemical Abstracts, Vol. 109, abs. No. 126703		
	CF**	J. Med. Chem., (1982), 25(6), p. 670-9		
AF	CG**	J. Med. Chem., (1980), 23(11), p. 1268-9		
AF	CH**	Can. Med. Chem., (1976), 54(8), p. 1262-77		
	CI	Chemical Abstracts, Vol. 64, abs. No. ZU47E-1		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ** CITE NO.: Those document(s) which are marked with an double asterisk (**) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. ¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Andrew Freistein/ (11/14/2006)	Date Considered	11/14/2006
--------------------	---------------------------------	-----------------	------------

BEST AVAILABLE COPY